



Probation Officers Annual Meeting

**Indianapolis, Indiana
May 1, 2008**



GOALS

- **Set the stage**
- **Discuss HB 1001**
- **General**
- **CHINS**
- **Probation**
- **Others**
- **Questions**



Caveat!!

- **HB 1001 is at the 50,000 Ft level**
- **There is no plan**
- **The process is not complete**
- **No one person or system can answer today what this is**
- **This is a true partnership**
- **Our children, families & every one are depending on us**



**THIS IS A
PARTNERSHIP**



Setting the Stage!

- **History of CPS in Indiana**
- **The back drop of property taxes**
- **Leading up to the elections**
- **After the election**
- **December**
- **The Session**



What is HB 1001?

- **Address property taxes**
- **Family and Children's Fund**
- **Payments in the past**
- **County or State??**
- **State!!**
- **High level**
- **Work is ahead**





General

- **DFC- out**
- **Local office, Director**
- **Dept of Correction- state pays for**
- **FCMs not investigate paternities**
- **FCMS do custody only if a CHINS**
- **FCMS not to do home studies in
Gship**



Finances

- **Counties have no levy for services**
- **Defines state FCF as an account**
- **State can augment funds**
- **State contracts for services- not cty**
- **Counties pay for all fees to 12-31-08**
- **State starts paying after 12-31-08**
- **Counties can retain funds after that**





Regional Services **Councils**

- **Defines RSC**
- **Requires participation**
- **Sets out membership- 11 to 13**
- **Adds county prosecutor**
- **Judge can appoint probation**
- **RSC put services in place for cntys**
- **Must do plan- intervention, prevent**
- **Contract for services**



Disp- Findings/Appeals

- **DCS can appeal- “rocket docket”**
- **DCS prevails- only pays for:**
 - **A- programs & services in place**
 - **B- only out of home costs if Crt made findings of emergency to protect child’s health & safety**
- **If no emergency findings on out of home and DCS prevails, County pays**





Probation Cases



Probation Cases

- **Only Prosecutor can file JDs**
- **Pls must have eligibility words-
emergency, R/E, Best interests,
contrary to Health & welfare**
- **DCS can't file Parental Participation**
- **Probation must do case plan for
out of home placements, update
every 180 days & send to
par/gua/cus**
- **DCS can't supervise delinquents**



Probation IAs

- **IAs to DCS if state to pay for services**
- **DCS can agree or submit alternative**
- **DCS must give written consent
before paying for services**
- **6 months with 3 month extension**



Out of State Placements

- **Crt not place out of state unless:**
 - **1. approved by DCS, or**
 - **2. with written finding by clear and convincing evidence-**
 - **A- no comparable program or services in state place, or**
 - **B- facility is w/i 50 miles of county of child's residence**



Pre-Dispositional Report

- **PDR must contain;**
 - **a. words for eligibility for IV-E**
 - **b. DCS response to recs for services**
 - **C. concurrence or alternative of DCS**
- **Sent to DCS for review before Disp**
- **Must have risk & needs assessment**
- **And supporting documents**
- **Include who, programs- why/why not**

Disp- Findings/Appeals

- **PDR sent to Court**
- **Hearing-**
 - **Crt make findings on approval, modification or rejection of Recs**
 - **Crt doesn't accept DCS recs, must make written findings that:**
 - **A- DCS recs unreasonable with the facts, and**
 - **B- contrary to child's welfare & safety**





Disp- Findings/Appeals

- **DCS can appeal- rocket docket**
- **DCS prevails- only pays**
- **A- programs & services in place**
- **B- only out of home costs if Crt made findings of emergency to protect child's health & safety**
- **If no emergency findings on out of home and DCS prevails, County pays**



Reviews

- **Psych evals for del sex offenders subject to concurrence or alternative by DCS**
- **Reviews 6 & 12 months**
- **Requires a progress report**
- **Requires hearing and notice to DCS for Modification of emergency change of placement**
- **Appeals- “rocket docket”**





COSTS



Payment by State

- **Defines Detention costs- not by St.**
- **St not pay if words for eligibility**
- **If not IV-B/IV-E programs or services or approved by DCS, St not pay**
- **St not pay out of state if fits rules**
- **St not pay if eligibility info not given**
- **If St not responsible for costs of programs or services, county is**
- **IF CHINS & JD, St can pay in Detent**

Plan

- **April and May- internal discussions to discuss topics and areas of concern to share w/ partners**
- **June and July- meet w/ Partners to finalize processes and forms**
- **August- finalize process and forms- pilot the system**
- **Sept to December- train partners, agency staff & continue to meet & refine final processes**



Committees

- **Probation**
- **Forms**
- **Current/New Contracts**
- **Regional Services Councils**
- **Training**
- **Financial Process**
- **Central Office Staffing**
- **Communication Plan**
- **Other State Agency Interaction**
- **Technology**



14/0

QUESTIONS??

- **Delivery of PDR & docs to DCS**
- **PDR- days to get back to Prob**
- **Wait when not returned on time**
- **Training for Pat. Home studies**
- **Title IV-E questions- MOU for yrs**
- **Case plans**
- **Access to ICWIS, QUEST, Odyssey
etc**



Conclusion

- **Monumental**
- **Historic**
- **Epic**
- **Responsibility**
- **Change**



**If we don't plan
together..**





**If we don't, as
partners, watch
where we are going..**





**We will get lost in
the muck and the
mud..**





**And- the wheels will
fall off of this
responsibility we
have..**





**At the time in our
state when our very
best is needed for
children and
families!**







